

**Plaintiffs' Memorandum in Opposition
to Joint Motion for Summary
Judgment for Failure to Prove Fault
Element of Public Nuisance Claims**

Ex 29 – MCKMDL00634329-332

RE: South- CSMP Distribution Contacts

From:

"Oriente, Michael" <"/o=mckesson/ou=north america/cn=recipients/cn=eshjxsl">

To:

"Gustin, Dave" <dave.gustin@mckesson.com>

Date:

Mon, 08 Aug 2011 19:18:08 +0000

LOL

Michael P. Oriente

Michael P. Oriente
Director Regulatory Affairs, NE Region
McKesson Pharmaceutical
400 Delran Parkway
Delran, N.J. 08075

Phone: 856-255-2184

Cell: 609-929-5880

Fax 856-764-9726

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From: Gustin, Dave

Sent: Monday, August 08, 2011 3:14 PM

To: Oriente, Michael

Subject: RE: South- CSMP Distribution Contacts

That's what she said.....

Dave Gustin DRA North Central

937 840 8553

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From: Oriente, Michael

Sent: Monday, August 08, 2011 3:12 PM

To: Gustin, Dave

Subject: RE: South- CSMP Distribution Contacts

The engine just needs a "tune-up".

Michael P. Oriente

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Director Regulatory Affairs, NE Region
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Delran, N.J. 08075

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From: Gustin, Dave

Sent: Monday, August 08, 2011 2:59 PM

To: McDonald, Tom; Oriente, Michael; de Gutierrez-Mahoney, Bill

Subject: RE: South- CSMP Distribution Contacts

Agreed. Sounds slightly broken but fixable.

Dave Gustin DRA North Central

937 840 8553

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From: McDonald, Tom
Sent: Monday, August 08, 2011 2:54 PM
To: Oriente, Michael; de Gutierrez-Mahoney, Bill; Gustin, Dave
Subject: RE: South- CSMP Distribution Contacts
 Sounds like we have a talking point for the upcoming meeting.
 Regards,

Tom McDonald
 Director of Regulatory Affairs
 Western Region
 McKesson Pharmaceuticals
 9501 Norwalk Blvd.
 Santa Fe Springs, CA 90670
 office 562-463-2250
 cell 562-577-7699
 fax 562-463-2251

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From: Oriente, Michael
Sent: Monday, August 08, 2011 10:40 AM
To: de Gutierrez-Mahoney, Bill; Gustin, Dave; McDonald, Tom
Subject: RE: South- CSMP Distribution Contacts

I would second that. Often it has new Dr, new clinic but does not answer the who, where, why. I or the DC then need to ask who is the Dr, where are they located and why so many patients from that Dr/Clinic.

And yes Dave, I am overwhelmed. I feel that I am going down a river without a paddle and fighting the rapids. Sooner or later, hopefully later I feel we will be burned by a customer that did not get enough due diligence. I feel it is more of when than if we have a problem rise up. I think we need to ask Don can there be a person in each Region or can we get someone assigned to us at Service First that would be our Regional resource.

Michael P. Oriente

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 Director Regulatory Affairs, NE Region
 McKesson Pharmaceutical
 400 Delran Parkway
 Delran, N.J. 08075

Phone: 856-255-2184
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From: de Gutierrez-Mahoney, Bill
Sent: Monday, August 08, 2011 1:21 PM
To: Gustin, Dave; McDonald, Tom; Oriente, Michael
Subject: RE: South- CSMP Distribution Contacts

Dave the feedback I get on these is that Service First may be getting it off the plate of the RSM but doing little to pull the info we need to document a good TCR. The call whets the appetite of the customer, but doesn't save the DC time because documentation is insufficient (this varies—some are good). This is particularly true with customers who may have high thresholds...

From: Gustin, Dave
Sent: Monday, August 08, 2011 12:09 PM
To: McDonald, Tom; de Gutierrez-Mahoney, Bill; Oriente, Michael
Subject: FW: South- CSMP Distribution Contacts
 Guys,

I don't know about you but I already am starting to feel like I need a personal assistant. Since that isn't happening any time soon, I think we need to cultivate and incorporate SF to do the mundane and time consuming so we can visit more customers, attend more events that develop our contacts and knowledge and allow us to be more engaged with the regions to increase our level of influence and accountability. Am I wrong?

Dave Gustin DRA North Central

937 840 8553

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From: Gustin, Dave
Sent: Monday, August 08, 2011 12:06 PM
To: Dominguez, Jeni; Schultz, Kristen
Cc: Melvin, Jennifer
Subject: RE: South- CSMP Distribution Contacts

Jeni,

I understand, but the solution may be to bring them in line instead of dumbing-down the program or trying to tailor it to everyone's taste. The places where the program is being run as designed and without "personalizing" it are doing so without any major issues....and for going on a year and a half. I am wondering why, for instance anyone at SF would have been doing level 1 calls on omits. They are not supposed to. Never were. That removes the complaint below.....true? It should be very easy. If it is on the Threshold warning report then SF calls. If it is on the omit report and the threshold warning report the DC calls. Fix this and the problems go away.

The fact is we need SF to get more involved (licensing, monthly reports, BW reports on purchases, standard threshold CSMP new acct loads etc) and the sooner the better. We, as DRAs need to get out visiting more customers and away from our laptops or the company is going to end up paying the price...big time.

Dave Gustin DRA North Central

937 840 8553

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From: Dominguez, Jeni
Sent: Monday, August 08, 2011 11:57 AM
To: Gustin, Dave; Schultz, Kristen
Cc: Melvin, Jennifer
Subject: RE: South- CSMP Distribution Contacts

Dave, you are right. It would transfer time from us to them but still keep it off the plate of the RSM. Just something to think about. When DCs, RSMs, etc. start to handle the process differently, it makes it harder to manage so I wanted to keep thinking through why they want to do it differently to see if/how we could incorporate it into the process.

From: Gustin, Dave
Sent: Monday, August 08, 2011 10:46 AM
To: Dominguez, Jeni; Schultz, Kristen
Cc: Melvin, Jennifer
Subject: Re: South- CSMP Distribution Contacts

it doesn't save the DC any time then. Let me think a bit.

From: Dominguez, Jeni
Sent: Monday, August 08, 2011 08:31 AM
To: Gustin, Dave; Schultz, Kristen
Cc: Melvin, Jennifer
Subject: FW: South- CSMP Distribution Contacts

I wanted to share this with you. I spoke to Brent on Friday and this decision was made based on feedback from some internal audits. There were some areas that they didn't score well on CSMP with outbound calls and several were omits and he said some could have been ones that we did. I asked if we could look up what days and customers those were to confirm that we called them and they said the decision was also based on feedback about confusion internally and to the customer that they are getting calls from several McKesson folks on CSMP.

He has a good point about multiple contacts to the customer about CSMP – since we call before they omit and they call when they omit, and it could be for multiple items.

I'm wondering if we should discuss this with the bigger group whether or not other DCs should also take over the Level 1 calls? It would still serve the purpose of removing the RSMs from the administrative process, but perhaps make the process a little more streamlined.

What are everyone's thoughts?

Thanks,

Jeni

From: Melvin, Jennifer
Sent: Friday, August 05, 2011 6:20 AM
To: Dominguez, Jeni
Subject: FW: South- CSMP Distribution Contacts

Jeni,
 How do we want to respond?
 Thank You,
Jennifer Melvin
 ISMC/HHC Supervisor

From: Wunderlich, Brent
Sent: Thursday, August 04, 2011 11:07 PM
To: Melvin, Jennifer
Cc: Funkhouser, Jayson; Fabela, Mike
Subject: RE: South- CSMP Distribution Contacts

Jennifer,

Can you please discontinue calls to Conroe customers? We are conducting Level One calls at the distribution center level and want to avoid multiple calls for the same reason. With that said, can you also remove all Conroe individuals from the BPI reports?

Brent

From: Melvin, Jennifer
Sent: Tuesday, August 02, 2011 7:03 AM
To: Williams, Tony; Maxfield, Peter; Thomas, Brian M; Keller, Wanda; Fabela, Mike; Wunderlich, Brent; Funkhouser, Jayson; Campbell, Kena; Klimek, Jim; Coppola, Benjamin; Oliver, Nikki; Clark, Tim; Walker, Tom; Chapman, Nathan; Hall, Maurice; Banks, Kelly; Robbins, Cindy; Hall, Robyn; Straughn, Bob; Yax-Frost, Jodi; Luther, Cathy
Subject: South- CSMP Distribution Contacts

All,

We are updating the CSMP contacts for the Daily & weekly reports. Please respond back for your Distribution center & let me know of any contact changes & if you prefer the CSMP reports to be sent to you daily, weekly or if you want to receive both.

Thank You,

Jennifer Melvin

ISMC/HHC Supervisor

McKesson Corporation
Customer Care / ServiceFirst
9 Village Circle #400
Westlake TX 76262
817-258-7119 TEL
Jennifer.melvin@mckesson.com
ISMC Direct Dial: 855.MCK.RETL (855-625-7385)
HealthMart Direct Dial: 855.HLTH.MRT (855-458-4678)

www.McKesson.com

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